

Thursday, March 28, 1996

Daily Digest

HIGHLIGHTS

Senate/House passed Debt Limit Increase.

Senate agreed to Farm Bill Conference Report and Foreign Relations Authorizations Conference Report.

Senate

Chamber Action

Routine Proceedings, pages S3037–S3170

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 1648–1654, and S. Con. Res. 50. **Pages S3156–57**

Measures Reported: Reports were made as follows:

S. 1596, to direct a property conveyance in the State of California. (S. Rept. No. 104–247)

H.R. 255, to designate the Federal Justice Building in Miami, Florida, as the "James Lawrence King Federal Justice Building".

H.R. 869, to designate the Federal building and U.S. Courthouse located at 125 Market Street in Youngstown, Ohio, as the "Thomas D. Lambros Federal Building and U.S. Courthouse".

H.R. 1804, to designate the United States Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, Arkansas, as the "Judge Isaac C. Parker Federal Building".

H.R. 2415, to designate the United States Customs Administrative Building at the Ysleta/Zaragosa Port of Entry located at 797 South Ysleta in El Paso, Texas, as the "Timothy C. McCaghren Customs Administrative Building".

H.R. 2556, to redesignate the Federal building located at 345 Middlefield Road in Menlo Park, California, and known as the Earth Sciences and Library Building, as the "Vincent E. McKelvey Federal Building". **Page S3154**

Measures Passed:

Debt Limit Increase: Senate passed H.R. 3136, to provide for enactment of the Senior Citizens' Right to Work Act of 1996, the Line-Item Veto Act, and the Small Business Growth and Fairness Act of 1996, and to provide for a permanent increase in the public debt limit, clearing the measure for the President. **Pages S3114–23, S3125**

Enrollment Requirements: Senate passed H.J. Res. 168, waiving certain enrollment requirements with respect to two bills of the One Hundred Fourth Congress, clearing the measure for the President.

Page S3124

Administration of Presidio Properties: Senate continued consideration of H.R. 1296, to provide for the administration of certain Presidio properties at minimal cost to the Federal taxpayer, agreeing to the committee amendment in the nature of a substitute, and taking action on the following amendments thereto: **Pages S3090–S3101**

Pending:

Murkowski Modified Amendment No. 3564, in the nature of a substitute. **Page S3091**

Dole (for Burns) Amendment No. 3571 (to Amendment No. 3564), to provide for the exchange of certain land and interests in land located in the Lost Creek area and other areas of the Deerlodge National Forest, Montana. **Page S3091**

Dole (for Burns) Amendment No. 3572 (to Amendment No. 3571), in the nature of a substitute. **Page S3091**

Kennedy Amendment No. 3573, to provide for an increase in the minimum wage rate. **Pages S3091–S3100**

Kerry Amendment No. 3574 (to Amendment No. 3573), in the nature of a substitute. (By a unanimous vote of 97 nays (Vote No. 52), Senate failed to table the amendment.) **Page S2898**

Dole motion to commit the bill to the Committee on Finance with instructions. **Page S3091**

Dole Amendment No. 3653 (to the instructions of the motion to commit), to strike the instructions and insert in lieu thereof "to report back by April 21, 1996 amendments to reform welfare and Medicaid effective one day after the effective date of the bill. **Page S3091**

Dole Amendment No. 3654 (to Amendment No. 3653), in the nature of a substitute. **Page S3091**

Also, during consideration of this measure today, the Senate took the following action:

By 55 yeas to 45 nays (Vote No. 58) three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Kennedy Amendment No. 3573, listed above. **Page S3101**

Farm Bill Conference Report: By 74 yeas to 26 nays (Vote No. 57), Senate agreed to the conference report on H.R. 2854, to modify the operation of certain agricultural programs. **Pages S3037–90, S3100–01**

Foreign Relations Authorizations Conference Report: By 52 yeas to 44 nays (Vote No. 59), Senate agreed to the conference report on H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal year 1996 and 1997; and to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997, clearing the measure for the President. **Pages S3101–14, S3123–46**

Advisory Board on Welfare Indicators: Pursuant to P.L. 103–432, the following were named to the Advisory Board on Welfare Indicators: Upon the recommendation of the Majority Leader, Jo Anne B. Barnhart, of Virginia, Martin H. Gerry, of Kansas, and Gerald H. Miller, of Michigan, and upon the recommendation of the Minority Leader, Paul E. Barton, of New Jersey. **Page S3168**

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the National Endowment for the Arts for fiscal year 1994; referred to the Committee on Labor and Human Resources. (PM–137). **Pages S3152–53**

Nominations Confirmed: Senate confirmed the following nominations:

Kenneth H. Bacon, of the District of Columbia, to be an Assistant Secretary of Defense.

Joseph J. DiNunno, of Maryland, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2000.

Franklin D. Kramer, of the District of Columbia, to be an Assistant Secretary of Defense.

4 Air Force nominations in the rank of general.
2 Army nominations in the rank of general.

Routine lists in the Air Force, Army, Navy.

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Nominations Received: Senate received the following nominations:

Johnny H. Hayes, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2005.

1 Army nomination in the rank of general.

2 Marine Corps nominations in the rank of general.

20 Navy nominations in the rank of admiral.

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Messages From the President: **Pages S3152–53**

Messages From the House: **Page S3153**

Measures Placed on Calendar: **Page S3153**

Communications: **Page S3153**

Petitions: **Pages S3153–54**

Executive Reports of Committees: **Pages S3154–56**

Statements on Introduced Bills: **Pages S3157–60**

Additional Cosponsors: **Pages S3160–62**

Authority for Committees: **Pages S3162–63**

Additional Statements: **Pages S3163–68**

Record Votes: Three record votes were taken today. (Total–59) **Pages S3100–01, S3101, S3146**

Adjournment: Senate convened at 9 a.m., and adjourned at 9:46 p.m., until 10 a.m., on Friday, March 29, 1996. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages S3168–69.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1997 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Michael Taylor, Acting Under Secretary for Food Safety, Michael Dunn, Assistant Secretary for Marketing and Regulatory Programs, Lonnie J. King, Administrator, Animal and Plant Health Inspection Service, Lon S. Hatamiya, Administrator, Agricultural Marketing Service, James R. Baker, Administrator, Grain Inspection, Packers and Stockyards Administration, and Dennis L. Kaplan, Deputy Director for Budget, Legislative, and Regulatory Systems, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, April 16.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for

fiscal year 1997 for the Department of Defense and the future years defense program, focusing on the military strategies and operational requirements of the unified commands, receiving testimony from Adm. Joseph W. Prueher, USN, Commander in Chief, United States Pacific Command; and Gen. Gary E. Luck, USA, Commander in Chief, United Nations Command, Commander in Chief, Combined Forces Command, and Commander, United States Forces Korea.

Committee recessed subject to call.

C-17 PROCUREMENT

Committee on Armed Services: Subcommittee on Seapower held hearings on the multiyear procurement proposal for the C-17 strategic airlifter, receiving testimony from Paul G. Kaminski, Deputy Under Secretary of Defense for Acquisition and Technology; and Louis J. Rodrigues, Director, Defense Acquisition Issues, National Security and International Affairs Division, General Accounting Office; and Donald R. Kozlowski, C-17, McDonnell Douglas Corporation, St. Louis, Missouri.

Subcommittee recessed subject to call.

ECONOMIC ASSISTANCE TO MEXICO

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 1547, to limit the provision of assistance to the Government of Mexico using the exchange stabilization fund established pursuant to section 5302 of title 31, United States Code, receiving testimony from Lawrence H. Summers, Deputy Secretary of the Treasury; Peter Tarnoff, Under Secretary of State for Political Affairs; Thomas A. Constantine, Administrator, Drug Enforcement Administration, and James E. Moody, Deputy Assistant Director, Federal Bureau of Investigation, both of the Department of Justice; California Deputy Attorney General James D. Dutton, and George J. Doane, California Department of Justice/Bureau of Narcotic Enforcement, both of Sacramento; Les Weidman, Stanislaus County Sheriff Department, Modesto, California; T.J. Bonner, National Border Patrol Council/AFL-CIO, Imperial Beach, California; and Charles Hill, San Diego Drug Enforcement Agency, San Diego, California.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nominations of Barry M. Goldwater Sr., of Arizona, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1998, Peter S. Knight, of the District of Colum-

bia, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1999, William L. Wilson, of Minnesota, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation, Vice Adm. Richard D. Herr, USCG, to be Vice Commandant, United States Coast Guard, with the grade of admiral while so serving, and certain U.S. Coast Guard promotion lists;

S. 39, to authorize funds through fiscal year 2000 for programs of the Magnuson Fishery Conservation and Management Act, with an amendment in the nature of a substitute;

S. 1149, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Babs*;

S. 1272, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Billy Buck*;

S. 1281, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Sarah-Christen*;

S. 1282, to issue a certificate of documentation with the appropriate endorsement for employment in the coastwise trade for the vessel *Triad*;

S. 1298, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Shooter*;

S. 1319, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Too Much Fun*;

S. 1347, to issue a certificate of documentation with appropriate endorsement for the vessel *Captain Daryl*;

S. 1348, to issue a certificate of documentation with appropriate endorsement for the vessel *Alpha Tango*;

S. 1349, to issue a certificate of documentation with appropriate endorsement for the vessel *Old Hat*;

S. 1358, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Carolyn*;

S. 1362, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Focus*;

S. 1383, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Westfjord*;

S. 1384, to issue a certificate of documentation and coastwise trade endorsement for the vessel *God's Grace II*;

S. 1454, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade and fisheries for the vessel *Joan Marie*;

S. 1455, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Movin On*;

S. 1456, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Play Hard*;

S. 1457, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Shogun*;

S. 1545, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Moonraker*;

S. 1566, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Marsh Grass Too*;

S. 1588, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Kalypso*; and

S. 1631, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Extreme*.

ELECTRIC POWER INDUSTRY

Committee on Energy and Natural Resources: Committee resumed oversight hearings on issues relating to competitive change in the electric power industry, and on S. 1526, to provide for retail competition among electric energy suppliers, and to provide for recovery of stranded costs attributable to an open access electricity market, receiving testimony from Marc D. Christensen, Public Service Company of New Mexico, Albuquerque; Pradeep Mehra, Dearborn, Michigan, on behalf of the Ford Motor Company and ELCON; Jerry Jackson, Entergy Corporation, New Orleans, Louisiana; Daniel W. Waters, Southern California Public Power Authority, Pasadena, on behalf of the American Public Power Association; Bruce L. Levy, Energy Initiatives, Inc., Parsippany, New Jersey, on behalf of the Electric Generation Association; John P. Galles, National Small Business United, Washington, D.C.; Roger F. Naill, AES Corporation, on behalf of the National Independent Energy Producers, and Glenn English, National Rural Electric Cooperative Association, both of Arlington, Virginia; and R. Steve Letbetter, Houston Lighting and Power Company, Houston, Texas.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

H.R. 255, to designate the Federal Justice Building in Miami, Florida, as the "James Lawrence King Federal Justice Building";

H.R. 869, to designate the Federal building and U.S. Courthouse located at 125 Market Street in

Youngstown, Ohio, as the "Thomas D. Lambros Federal Building and U.S. Courthouse";

H.R. 1804, to designate the United States Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, Arkansas, as the "Judge Isaac C. Parker Federal Building";

H.R. 2415, to designate the United States Customs Administration Building at the Ysleta/Zaragosa Port of Entry located at 797 South Ysleta in El Paso, Texas, as the "Timothy C. McCaghren Customs Administration Building";

H.R. 2556, to redesignate the Federal building located at 345 Middlefield Road in Menlo Park, California, and known as the Earth Sciences and Library Building, as the "Vincent E. McKelvey Federal Building";

H.R. 1743, to authorize funds for fiscal years 1996 through 2000 for programs of the Water Resources Research Act, with an amendment;

S. 811, to authorize funds for fiscal years 1996 through 2001 for research into the desalinization and reclamation of water and authorize a program for States, cities, or qualifying agencies desiring to own and operate a water desalinization or reclamation facility to develop such facilities, with an amendment;

S. 1611, to establish the Kentucky National Wildlife Refuge;

S. 1422, to authorize the Secretary of the Interior to acquire property in the town of East Hampton, Suffolk County, New York, for inclusion in the Amagansett National Wildlife Refuge; and

H.R. 2243, to authorize funds through 1998 for fish and wildlife restoration programs of the Trinity River Basin Fish and Wildlife Management Act of 1984.

CHEMICAL WEAPONS CONVENTION TREATY

Committee on Foreign Relations: Committee resumed hearings on the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993 (Treaty Doc. 103-21), receiving testimony from Warren M. Christopher, Secretary of State; William J. Perry, Secretary, and Ashton B. Carter, Assistant Secretary for International Security Policy, both of the Department of Defense; Lt. Gen. Wesley K. Clark, USA, Director of Strategic Plans and Policy, Office of the Chairman of the Joint Chiefs; and John D. Holum, Director, U.S. Arms Control and Disarmament Agency.

Committee recessed subject to call.

RADIO IN AFRICA

Committee on Foreign Relations: Subcommittee on African Affairs concluded hearings to examine the role

and impact of radio in Africa, after receiving testimony from Geoffrey Cowan, Director, Voice of America; Thomas N. Hull III, Director, Office of African Affairs, United States Information Agency; Carol A. Peasley, Deputy Assistant Administrator for Africa, U.S. Agency for International Development; John Marks, Search for Common Ground, Washington, D.C.; Judith Moses, Mosaic Group, Inc., New York, New York; William H. Siemering, Open Society Foundation for South Africa, Wyndmoor, Pennsylvania; and Robert M. Press, Stetson University, DeLand, Florida.

IMMIGRATION REFORM

Committee on the Judiciary: Committee ordered favorably reported an original bill to amend the Immigration and Nationality Act to reform the legal immigration of immigrants and nonimmigrants to the United States. (As approved by the committee, the bill incorporates provisions of S. 1394.)

FDA REFORM

Committee on Labor and Human Resources: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 1477, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices and biological products.

NAVAJO/HOPI LAND SETTLEMENT

Committee on Indian Affairs: Committee held oversight hearings to review the settlement and accommodation agreement in the dispute over the Navajo and Hopi land dispute, receiving testimony from Lois J. Schiffer, Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; Christopher J. Bavasi, Executive Director, Office of Navajo and Hopi Indian Relocation; Ferrell

H. Secakuku, Hopi Tribe, Kykotsmobi, Arizona; Herb Yazzie, Navajo Nation, Window Rock, Arizona; and Roger Attakai, Teestoh, Arizona, and Mae Tso, Mosquito Springs, Arizona, both on behalf of the Navajo Families Mediation Team.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

Committee recessed subject to call.

PRESCRIPTION DRUGS AND THE ELDERLY

Special Committee on Aging: Committee concluded hearings to examine the inappropriate use of prescription drugs among the elderly and their potential health and economic consequences, and the role of the health care industry in minimizing this risk, after receiving testimony from Sarah F. Jaggar, Director, Health Financing and Public Health Issues, Health, Education, and Human Services Division, General Accounting Office; Calvin H. Knowlton, Philadelphia College of Pharmacy and Science, Lumberton, New Jersey, on behalf of the American Pharmaceutical Association; Linda F. Golodner, Washington, D.C., on behalf of the National Consumers League and the National Council on Patient Information and Education; Robert E. Vestal, American Society for Clinical Pharmacology and Therapeutics, Boise, Idaho; Lynn Williams, Solutions, Boulder, Colorado, on behalf of the American Society of Consultant Pharmacists; Margaret G. McGlynn, Merck-Medco Managed Care, Inc., Montvale, New Jersey; Matthew Shimoda, Health Care Professionals, Baltimore, Maryland, on behalf of the Community Retail Pharmacy Coalition; and Colleen O'Brien-Thorpe, Annandale, Virginia.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 3180–3196; 1 private bill, H.R. 3197; and 1 resolution, H.J. Res. 169 were introduced.

Page H3170

Reports Filed: Reports were filed as follows:

H.R. 3055, to amend section 326 of the Higher Education Act of 1965 to permit continued participation by Historically Black Graduate Professional Schools in the grant program authorized by that section (H. Rept. 104–504);

H.R. 3049, to amend section 1505 of the Higher Education Act of 1965 to provide for the continuity of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development (H. Rept. 104–505);

H.R. 2337, to amend the Internal Revenue Code of 1986 to provide for increased taxpayer protections, amended (H. Rept. 104–506);

H.R. 2501, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Kentucky, amended (H. Rept. 104–507);

H.R. 2630, to extend the deadline for commencement of construction of a hydroelectric project in the State of Illinois, amendment (H. Rept. 104-508);

H.R. 2695, to extend the deadline under the Federal Power Act applicable to the construction of certain hydroelectric projects in the State of Pennsylvania, amended (H. Rept. 104-509);

H.R. 2773, to extend the deadline under the Federal Power Act applicable to the construction of two hydroelectric projects in North Carolina, amended (H. Rept. 104-510);

H.R. 2816, to reinstate the license for, and extent the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Ohio (H. Rept. 104-511); and

H.R. 2869, to extend the deadline for commencement of construction of a hydroelectric project in the State of Kentucky, amended (H. Rept. 104-512).

Page H3170

Committees to Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the five-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, Judiciary, National Security, Resources, Science, Transportation and Infrastructure, and Select Intelligence.

Page H2972

Contract With America Advancement: By a recorded vote of 328 ayes to 91 noes, Roll No. 102, the House passed H.R. 3136, to provide for enactment of the Senior Citizens' Right to Work Act of 1996, the Line-Item Veto Act, and the Small Business Growth and Fairness Act of 1996, and to provide for a permanent increase in the public debt limit.

Pages H2972-H3028

A point of order was sustained against the Bonior motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment that sought to raise the minimum wage to not less than \$4.70 per hour during the year beginning on July 4, 1996, and not less than \$5.15 per hour after July 3, 1997. The point of order was sustained on the grounds that such language constituted unfunded intergovernmental mandates. In accordance with statutory provisions setting forth procedures regarding points of order against such unfunded mandates language, by a recorded vote of 192 ayes to 228 noes, Roll No. 100, the House voted not to consider the Bonior motion to recommit with instructions.

Pages H3020-25

Earlier, during debate on whether the House would consider the Bonior motion to recommit with

instructions, agreed to the Archer motion to table the appeal of the ruling of the Chair that certain words uttered during that debate were not unparliamentary (agreed to by a recorded vote of 232 ayes to 185 noes, Roll No. 99).

Page H3022

Rejected the Orton motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment that sought to strike language and insert language to make line-item veto provisions applicable upon enactment, but with the line-item veto provisions having no force or effect on or after January 1, 2005 (rejected by a yea-and-nay vote of 159 yeas to 256 nays, Roll No. 101).

Pages H3026-28

H. Res. 391, the rule under which the bill was considered and under which the conference report on S. 4, to grant the power to the President to reduce budget authority, was considered as adopted, was agreed to earlier by a recorded vote of 232 ayes to 177 noes, Roll No. 98. Agreed to order the previous question on the resolution by a yea-and-nay vote of 232 yeas to 180 nays, Roll No. 97.

Pages H2972-86

Agreed to the Solomon amendment that changes debate time on the bill from 60 minutes to 80 minutes.

Page H2973

Presidential Message—National Endowment for the Arts: Read a message from the President wherein he transmits the 1994 Annual Report of the National Endowment for the Arts—referred to the Committee on Economic and Educational Opportunities.

Page H3029

Health Coverage Availability and Affordability: By a yea-and-nay vote of 267 yeas to 151 nays, Roll No. 106, the House passed H.R. 3103, to amend the Internal Revenue Code of 1986 to improve portability and continuity of health insurance coverage in the group and individuals markets, to combat waste, fraud, and abuse in health insurance and health care delivery, to promote the use of medical savings accounts, to improve the access to long-term care services and coverage, and to simplify the administration of health insurance.

Pages H3029-H3147

Rejected the Pallone motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment that sought to strike out all after the enacting clause of the bill and insert the text of S. 1048, a similar Senate-passed measure (rejected by a recorded vote of 182 ayes to 236 noes, Roll No. 105).

Pages H3138-46

Rejected the Dingell amendment in the nature of a substitute made in order by the rule that sought

to limit exclusions for preexisting conditions; prohibit insurance carriers, health maintenance organizations, and other health coverage entities from denying coverage to employers with two or more employees; prevents employment-based health plans from excluding any employee from coverage based on the employee's health status; require health plans to renew coverage for groups and individuals as long as premiums are paid and there is no fraud or misrepresentation on the part of the policyholder; preempt State laws that prohibit the formation of private voluntary coalitions to purchase and negotiate health insurance plans; and guarantees the availability of individual health coverage to individuals who have had employment-based coverage of at least 18 months and who are ineligible for or have exhausted COBRA coverage (reject by a ye-and-nay vote of 192 yeas to 226 nays, Roll No. 104). **Pages H3112–38**

H. Res. 392, the rule under which the bill was considered, was agreed to earlier by a voice vote. Agreed to order the previous question by a ye-and-nay vote of 229 yeas to 186 nays, Roll No. 103.

Pages H3029–45

Conferee Resignation: Read a letter from Representative Stokes wherein he resigns as a conferee in the Conference on H.R. 3019, the Omnibus Appropriations Act for fiscal year 1996. Subsequently, the Chair announced the appointment of Representative Hoyer to fill the vacancy among the primary panel of conferees.

Page H3147

Agriculture Reform: By a recorded vote of 318 ayes to 89 noes, Roll No. 107, the House agreed to the conference report on H.R. 2854, to modify the operation of certain agricultural programs—clearing the measure for the President.

Pages H3147–69

H. Res. 393, the rule which waived all points of order against consideration of the conference report and provides for the adoption of S. Con. Res. 49, providing for certain corrections to be made in the enrollment of H.R. 2854, was agreed to earlier by a voice vote.

Pages H3147–50

Senate Messages: Messages received from the Senate appear on pages H2967 and H3045.

Quorum Calls—Votes: Five ye-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages H2985–86, H2986, H3022, H3025, H3027–28, H3028, H3045, H3137–38, H3146, H3146–47, and H3168–69. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:42 a.m. on Friday, March 29.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Departmental Administration/Office of Chief Financial Officer and on Rural Economic and Community Development. Testimony was heard from the following officials of the USDA: Wardell C. Townsend, Jr., Assistant Secretary, Administration; Irwin T. David, Acting Chief Financial Officer; Jill Long-Thompson, Under Secretary, Rural Economic and Community Development Service; Wally B. Beyer, Administrator, Rural Utilities Service; Maureen Kennedy, Administrator, Rural Housing Service; Dayton J. Watkins, Administrator, Rural Business Cooperative Services; and Bruce Crain, Director, Alternative Agricultural Research and Commercialization Center.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on the Supreme Court. Testimony was heard from the following Associate Justices of the U.S. Supreme Court: Anthony M. Kennedy; and David H. Souter.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Appalachian Regional Commission and on the TVA. Testimony was heard from the following officials of the Appalachian Regional Commission: Jesse L. White, Jr., Federal Co-Chairman and Gaston Caperton, States Co-Chairman and Governor, State of West Virginia; and Craven Crowell, Chairman, TVA.

The Subcommittee also met in executive session to hold a hearing on Naval Reactors and on the Department of Energy Atomic Energy Defense Activities. Testimony was heard from the following officials of the Department of Defense: Adm. Bruce DeMars, USN, Director, Naval Nuclear Propulsion; and Jerry Freedman, Deputy Assistant Secretary, Nuclear Matters; and the following officials of the Department of Energy: Victor H. Reis, Assistant Secretary, Defense Programs; and Joan B. Rohlfing, Director, Office of Nonproliferation and National Security.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on the Export-Import Bank, the Overseas Private Investment Corporation and on the Trade and Development Agency. Testimony was heard from Martin A. Kamarck, Acting President and Chairman, Export-Import Bank; Ruth R. Harkin, President and CEO, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency; and J. Joseph Grandmaison, Director, U.S. Trade and Development Agency.'

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Budget Overview. Testimony was heard from John J. Hamre, Under Secretary (Comptroller)/Chief Financial Officer, Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on fiscal year 1997 Army Posture and on Army Acquisition Programs. Testimony was heard from the following officials of the Department of the Army: Togo D. West, Jr., Secretary; Gen. Dennis J. Reimer, USA, Chief of Staff; Gilbert F. Decker, Assistant Secretary, RD&A; Lt. Gen. Ronald V. Hite, USA, Military Deputy to the Assistant Secretary RD&A; Lt. Gen. Otto J. Guenther, USA, Director, Information Systems for C4; Maj. Gen. Edward G. Anderson III, USA, Assistant Deputy Chief of Staff, Operations and Plans for Force Development; and Fenner Milton, Deputy Assistant Secretary, Research and Technology, Office of the Assistant Secretary, RD&A.

TREASURY, POSTAL OPERATIONS, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Council of Economic Advisors and on Overall Treasury Operations. Testimony was heard from Joseph E. Stiglitz, Chairman, Council of Economic Advisors; and the following officials of the Department of the Treasury: Robert E. Rubin, Secretary; and George Munoz, Assistant Secretary for Management/Chief Financial Officer.

VETERANS' AFFAIRS, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, Housing and Urban Development, and Independent Agencies held a hearing on the Depart-

ment of Veterans Affairs. Testimony was heard from Jesse Brown, Secretary of Veterans Affairs.

ENTERPRISE RESOURCE BANK ACT OF 1996

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises approved for full Committee action amended H.R. 3167, Enterprise Resource Bank Act of 1996.

TRANSPORTATION TRUST FUNDS OFF-BUDGET

Committee on the Budget: Held a hearing on the Implications of Taking the Transportation Trust Funds Off-Budget. Testimony was heard from Representatives Shuster, Oberstar, Livingston, Wolf, and Coleman; and public witnesses.

COMPETITIVE ELECTRICITY MARKETS

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on Technological, Environmental, and Financial Issues Raised by Increasingly Competitive Electricity Markets. Testimony was heard from public witnesses.

FCC REFORM

Committee on Commerce: Subcommittee on Telecommunications and Finance concluded hearings on FCC Reform. Testimony was heard from public witnesses.

JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on reviewing the Juvenile Justice and Delinquency Prevention Act. Testimony was heard from Linda O'Neal, Executive Director, Commission on Children and Youth, State of Tennessee; Jerry W. Kilgore, Secretary of Public Safety, State of Virginia; and public witnesses.

D.C. FINANCIAL RESPONSIBILITY AND MANAGEMENT ASSISTANCE ACT OF 1995

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia continued hearings on implementation of Public Law 104-8, district of Columbia Financial Responsibility and Management Assistance Act of 1995. Testimony was heard from the following officials of the District of Columbia: Marion S. Barry, Mayor; David A. Clarke, Chairman, Council; Anthony Williams, Chief Financial Officer; Angela Avant, Inspector General; and Andrew Brimmer, Chairman, Financial Responsibility and Management Assistance Authority; and a public witness.

PERSIAN GULF WAR SYNDROME

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations continued hearings on the Status of Efforts to Identify Persian Gulf War Syndrome, Part 11. Testimony was heard from Thomas Garthwaite, M.D., Deputy Under Secretary, Health, Department of Veterans Affairs.

Hearings continue May 2.

DEVELOPMENTS IN IRAQ

Committee on International Relations: Held a hearing on Developments in Iraq. Testimony was heard from Madeleine Albright, U.S. Permanent Representative to the United Nations, Department of State; and public witnesses.

REORGANIZATION OF THE FEDERAL ADMINISTRATIVE JUDICIARY ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 1802, Reorganization of the Federal Administrative Judiciary Act. Testimony was heard from Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission, Department of Energy; the following officials of the NLRB: William B. Gould, IV, Chairman; and David S. Davidson, Chief Administrative Law Judge; the following officials of the SSA: Rita Geier, Deputy Associate Commissioner; Ron Bernoski and Seymour Fier, both Administrative Law Judges; and Stephen Calkins, General Counsel, FTC.

DEFENSE AUTHORIZATION

Committee on National Security: Continued hearings on the fiscal year 1997 national defense authorization. Testimony was heard from the following officials of the Department of Defense: Gen. George A. Joulwan, USA, Commander in Chief, U.S. European Command; Gen. J. H. Binford Peay III, USA, Commander in Chief, U.S. Central Command; Adm. Joseph W. Prueher, USN, Commander in Chief, U.S. Pacific Command; Gen. Gary E. Luck, USA, Commander in Chief, United Nations Command, Commander in Chief, ROK/U.S. Combined Forces Command, Commander, U.S. Forces Korea; and VAdm. Harold Gehman, USN, Deputy Commander in Chief, U.S. Atlantic Command.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following measures: H.R. 3034, to amend the Indian Self-Determination and Education Assistance Act to extend for two months the authority for promulgating regulations under the Act; H.R. 2107, amended, Visitor Services Improvement and Outdoor Legacy Act of 1995; H.R. 1129, amended, to amend the National

Trails Systems Act to designate the route from Selma to Montgomery as a National Historic Trail; H.R. 1772, amended, to authorize the Secretary of the Interior to acquire certain interests in the Waihee Marsh for inclusion in the Oahu National Wildlife Refuge Complex; H.R. 1836, to authorize the Secretary of the Interior to acquire property in the town of East Hampton, Suffolk County, New York, for inclusion in the Amagansett National Wildlife Refuge; H.R. 2660, to increase the amount authorized to be appropriated to the Department of the Interior for the Tensas River National Wildlife Refuge; H.R. 2679, to revise the boundary of the North Platte National Wildlife Refuge; and H.R. 1975, amended, Federal Oil and Gas Royalty Simplification and Fairness Act of 1995.

NASA POSTURE

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on NASA Posture. Testimony was heard from Daniel S. Goldin, Administrator, NASA.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action the following: 10 pending prospectuses; H. Con. Res. 150, authorizing the use of the Capitol Grounds for an event sponsored by the Specialty Equipment Market Association; H. Con. Res. 153, authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby; H.R. 3134, to designate the U.S. Courthouse under construction at 1030 Southwest 3d Avenue, Portland, OR, as the "Mark O. Hatfield United States Courthouse;" and H.R. 3029, to designate the United States courthouse in Washington, District of Columbia, as the "E. Barrett Prettyman United States Courthouse."

TRANSPORTATION INFRASTRUCTURE INVESTMENTS

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on the Importance of Transportation Infrastructure Investments to the Nation's Future. Testimony was heard from T.R. Lakshmanan, Director, Bureau of Transportation Statistics, Department of Transportation; and public witnesses.

DEEPWATER PORT MODERNIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment and the Subcommittee on Coast Guard and Maritime Transportation held a joint hearing on H.R. 2940, Deepwater Port Modernization Act. Testimony was heard from Representative Hayes; Joseph Canny,

Deputy Assistant Secretary, Transportation Policy, Department of Transportation; and public witnesses.

IRS BUDGET AND TAX RETURN FILING SEASON

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the IRS budget for Fiscal Year 1997 and the 1996 Tax Return Filing Season. Testimony was heard from Margaret Milner Richardson, Commissioner, IRS, Department of the Treasury; Lynda D. Willis, Director, Tax Policy and Administration issues, GAO; and public witnesses.

U.S. TRADE POLICY—STATUS AND FUTURE DIRECTION

Committee on Ways and Means: Subcommittee on Trade continued hearings on the status and future direction of U.S. trade policy, with emphasis on United States-Japan trade relations. Testimony was heard from Representatives Dreier and Levin; Ira Shapiro, Senior Counsel and Negotiator, office of the U.S. Trade Representative.

Joint Meetings

CONTINUING APPROPRIATIONS

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 3019, making appropriations for fiscal year 1996 to make a further downpayment toward a balanced budget.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D280)

S. 1494, to provide for an extension for fiscal year 1996 for certain programs administered by the Secretary of Housing and Urban Development and the Secretary of Agriculture. Signed March 28, 1996. (P.L. 104-120)

COMMITTEE MEETINGS FOR FRIDAY, MARCH 29, 1996

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Armed Services, Subcommittee on Airland Forces, to resume hearings on proposed legislation author-

izing funds for fiscal year 1997 for the Department of Defense and the future years defense program, focusing on Army modernization programs, 9 a.m., SR-222.

Subcommittee on Strategic Forces, to resume hearings on proposed legislation authorizing funds for fiscal year 1997 for the Department of Defense and the future years defense program, focusing on cooperative threat reduction program, arms control, and chemical demilitarization, 11 a.m., SR-232A.

House

Committee on Appropriations, Subcommittee on Commerce, Justice, State, and Judiciary, on the Helsinki Commission and on Members of Congress, 10 a.m., H-309 Capitol.

Subcommittee on Energy and Water, on Secretary of Energy, 10 a.m., 2362B Rayburn.

Committee on the Budget, to mark up H.R. 842, Truth in Budgeting Act, 10 a.m., 210 Cannon.

Committee on Commerce, Subcommittee on Commerce, Trade, and Hazardous Materials, hearing on reauthorization of the Consumer Product Safety Commission, 10 a.m., 2123 Rayburn.

Committee on Government Reform and Oversight, Subcommittee on Government Management, Information Technology, hearing on Single Audit Act Amendments of 1996, 9:30 a.m., 311 Cannon.

Committee on International Relations, to mark up H.R. 361, Omnibus Export Administration Act of 1995, 10 a.m., 2172 Rayburn.

Committee on the Judiciary, Subcommittee on Crime, to mark up the following bills: H.R. 3166, Government Accountability Act of 1996; and H.R. 2650, Mandatory Federal Prison Drug Treatment Act of 1995, 9:30 a.m., 2237 Rayburn.

Committee on National Security, Subcommittee on Procurement and the Subcommittee on Military Research and Development, to continue joint hearings on the fiscal year 1997 national defense authorization, with emphasis on Navy modernization, 10 a.m., 2118 Rayburn.

Committee on Rules, to consider the following: H.J. Res. 159, proposing an amendment to the Constitution of the United States to require two-thirds majorities for bills increasing taxes; and H.R. 842, Truth in Budgeting Act, 10 a.m., H-313 Capitol.

Committee on Small Business, to mark up the following bills: H.R. 3158, Pilot Small Business Technology Transfer Program Extension Act of 1996; and H.R. 2715, Paperwork Elimination Act of 1995, 9 a.m., 2359 Rayburn.

Committee on Veterans' Affairs, hearing on fiscal year 1997 budget request, 10 a.m., 334 Cannon.

Next Meeting of the SENATE

10 a.m., Friday, March 29

Senate Chamber

Program for Friday: After the recognition of ten Senators for speeches and the transaction of any morning business (not to extend beyond 12:30 p.m.), Senate may consider the conference report on H.R. 3019, Omnibus Appropriations, if available.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Friday, March 29

House Chamber

Program for Friday: Consideration of the conference report on H.R. 956, Common Sense Product Liability Legal Reform Act of 1996; and
Consideration of H.R. 3019, Omnibus Appropriations Act.

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